1886-025 Chancery Causes: Emiline Duff vs. James F. Jones &c
Lee Co

Slemp, Hiatt, Reasor, Bailey

CA-Debt
T-Property

To the Hon John A Kelley Judge
Judge of the Circuit Court of Lee County

Your Orator Emiline Duff humbly complaining represents that at the term 1876 of this honorable court she obtained a judgment against Jos H Jones as the administrator of Mary Jones dec^d for the sum of $94.99 with legal interest on the same from the 18th of January 1871 till paid and $14.78 for costs A transcript of said judgment is herewith filed marked A, upon this judgment an execution was issued and has been returned "no property" Your orator states that assets of great value have come to the hands of said administrator indeed much more than sufficient to pay all the debts due from decedents estate, The object of this bill is to convene the creditors of said estate, to have an account taken of the assets which came ~~to~~ the hands of the administrator and to have a decree rendered against him and his sureties for the debt of your orator. To this end she prays that the said Jos H Jones administrator of the estate of Mary Jones dec^d Jno A G Hiatt Jno H Reasor & Carr Bailey survivors of D S Dickinson in the administrator bond executed by said Jones be made defendants to this bill - That they answer the same on oath, and on a hearing a decree be rendered ~~against~~ to have an account taken of the assets of decedents estate which came to the hands of said administrator and for which he should be held liable. And have it further ascertained what debts are due from said Estate And to whom due, And on a final hearing a decree rendered in favor of Your Oratrix for her said debt And grant other and general relief. May Sum. issue &c.

Hagan & Pridmore

Orr Clerk $ 7.30 July 1881.

(H. P.

Emiline Duff

vs } Bill - Ch

Jas. F. Jones et als

1878 Feby Bill filed, Spa Execd
on Jas F Jones, John A G Hiatt.
Wm Bailey & Jas H Reas. r
& Decree Nisi.
" Mr Decree nisi confd & set
for hearing by Pltff.
" Mr Decree for acct & contd
" " Decree contd
" Aug & Nov contd.
1879. Contd this year.
1880. Mr & Aug Contd.
1881. Mr. Contd.
" Aug. "
1882, March continued
" Aug & Novr. contd
1883. continued this year

Not involved in chy suit

Chd 165.

Emily Duff

v

James G. Jones.

It appearing from the Case of ~~Jones~~ v Gore v. Jones that the matters in this suit have been there taken into account & reported - This Cause is dismissed without prejudice to the plffs assignee to prosecute the same in that Cause - And it so dismissed - And the clerk will tax any Costs due him in said Cause & report in said Case of Gore v. Jones.

Emaline Duff.

v } Decree.

Final

James F. Jones

March T. 1886.

Entered Page 506

J A G Hyatt CC

Enter this

Mar. 27/86.

J.A.K.

Emilie L Duff
vs
Jas. F Jones et als } In Chy

This cause came on this day to be heard ~~on the~~ bill taken for confessed, exhibits filed, and was argued by counsel. On consideration whereof it is adjudged, ordered, and decreed that commissioner, Jas. W. Orr, state settle and adjust the administration acct of deft Jas. F Jones admr of the estate of Mary Jones deceased. He will ascertain the assets which came to the hands of the administrator and charge him therewith and also charge him with all debts and claims due the estate of the intestate which he has collected or could have collected by the use of due and ordinary dilligence, he will credit him with all necessary expenses incurred and disbursments properly made. He is further directed to convene the creditors of said estate and ascertain the amt due them from and to whom due and the amt to each, requiring in all cases an affidavit of claimant that the debt claimed to be due is just and unpaid. He will also ascertain and report whether the personal estate of intestate will be sufficient to pay all the debts and if not he will show the pro rata to which each creditor is entitled — ~~The report to action~~ He will make report to the court and the cause is continued

Emiline Dl wf

&c } Decree

Jno. F Jones et als

Ent page 748.
Jas M Amell Clk

Entd
Jno A.K.
Apl. 3/78

Virginia,

At a Circuit Court begun and held for Lee County at the court house thereof, on Thursday the 30th day of March 1876,

Emaline Duff Plff

vs } In assumpsit.

James F. Jones Admr. of Mary Jones dec'd, Deft.

This day came again the parties by their attorneys and a Jury which by consent of parties consisted of eleven men, to wit.– John E. Debusk, John R. Graham James M. Stamper, Caleb N. Thompson, Abner J. Dean, John D. Olinger, Alfred Banks, Benjamin Sneed, Josiah Wynn, C. C. Brooks & C. T. Harris, who being elected according to law, and sworn the truth to speak upon the issue joined, and having heard the evidence, upon their oaths do say; "We the Jury find for the plaintiff Ninety four dollars and Ninety Nine cents, with legal interest from the 18th January 1871, until paid."

It is therefore considered by the Court, that the plaintiff recover against the defendant said sum of $94.99 with legal interest thereon from the 18th day of January 1871, until paid and the costs, to be levied and collected of the goods and chattels of the decedent in the hands of the defendant to be administered.

A Copy

Teste_ R W Orr Jr D.C.

C 6.98
a 2.50
S 3.50
W 1.80
$14.78

Emeline Duff
vs } copy of Judgt.
Jas. F. Jones Admr.

"A"

The Commonwealth of Virginia:

TO THE SHERIFF OF LEE COUNTY---Greeting:

WE COMMAND YOU TO SUMMON James F. Jones, Henry C. Slemp John A. G. Hiatt, James H. Reasor & Carr Bailey

to appear before the Judge of the Circuit Court of Lee County, at the Court-House, in the Clerk's Office, at Feby *Rules next, to answer a bill in Chancery exhibited in our said Court against* them by Emiline Duff

And have then there this writ. Witness: JAMES W. ORR, Clerk of our said court, at the Court-House, this 14th *day of* January *187*8*, in the* 102 *year of the Commonwealth.*

R. W. Orr Jr DC

H+P

Emiline Duff
vs } Spa. in chy.
James F Jones et als

Feby. Rules 1878.

Executed on John A
G Hiatt Carr Baily James
H Reaser an on J F Jones,
& wife at this place of
abode & James C Scott
D S for T S Ely S S C.

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R. W. Orr Jr. D.C.

A copy Teste R. W. Orr Jr DC

Standing No. 254

—IN—

LEE CIRCUIT COURT.

Pl'ffs ATTY.		Def'ts ATTY.
B	Duff Emaline	
Pl'ffs costs. $	vs. { Bill in Chancery.	Def'ts costs. $
	James 7 Jones, etal	
Total $		$

Reference Docket 1 Page 30 Line 6

1st calling Term 188

Decided March Term 1886

Fd. 6-5-84

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